

# City of Bainbridge Island

## NOTICE OF INTENT TO OBTAIN CUSTODY

**VESSEL NAMES**, Washington registration number:

1. Holcombe 20' Glasply Cuddyshack KP06-013 WN7398F
2. "Marnie" 28' wood KP03-013 without WN.
3. "Gulliver" KP06-014 WN2556NJ
4. Defleur 40' Ferro cement KP06-018 WN9143GB
5. "Xanadu" 40' Ferro cement KP05-007 US554730
6. Leonard 25' fiberglass sailboat KP05-011 WN0464Y
7. "Oblio" 50' wood sail KP04-009 without WN
8. "Windjammer" 65' ferro cement sail KP06-012 WN7082NN
9. "Buckets" 50' wood KP06-019 WN9252NF
10. McCarthy 30' wood power KP06-017 WN7823A
11. Addy 30' Trimaran KP06-015 WN8139MA
12. "Island Bird" 50' wood KP05-013 WN5884RE

The City of Bainbridge Island, acting as an authorized public entity with the authority granted in RCW 79.100, intends to take custody of the vessel *Name (see above list)*, VIN (see above), on September 1<sup>st</sup> 2006. The vessel has been declared derelict/abandoned as it meets the definition of a derelict/abandoned vessel as described in RCW 79.100.010. Once custody is obtained, The City of Bainbridge Island is authorized to use or dispose of it in any appropriate and environmentally sound manner without further notice to the owner.

In order for the owner to retain custody of the vessel, the owner must obtain authorization to moor or anchor the vessel in its current location, move it to an anchorage area or moorage facility that has authorized the vessel, or remove the vessel from the water.

If the owner wishes to redeem the vessel once The City of Bainbridge Island has taken custody, the owner must commence a lawsuit to contest The City of Bainbridge Island's decision to take custody of the vessel, or the amount of reimbursement owed, in the superior court of the county in which the vessel was located. The lawsuit must be commenced within ten days of losing custody or the owner's right to a hearing is waived and the owner will be liable for any costs owed to The City of Bainbridge Island.

The costs the owner may be liable for include, but are not limited to, costs incurred exercising the authority granted in RCW 79.100.030, all administrative costs incurred by the authorized public entity during the procedure set forth in RCW 79.100.040, removal and disposal costs, and costs associated with environmental damages directly or indirectly caused by the vessel.

For more information regarding this action, contact The City of Bainbridge Island, Harbormaster 206.780.3733.